

SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 4730

A bill to amend 1972 PA 230, entitled  
"Stille-DeRossett-Hale single state construction code act,"  
(MCL 125.1501 to 125.1531) by adding section 4d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 4D. (1) BEGINNING DECEMBER 1, 2009 AND INVOLVING ONLY  
2 BUILDINGS AND STRUCTURES NEWLY CONSTRUCTED ON OR AFTER THAT DATE,  
3 THE OWNER, OPERATOR, OR BUILDER OF RESIDENTIAL OCCUPANCIES WHERE  
4 THE OCCUPANTS ARE PRIMARILY TRANSIENT IN NATURE, INCLUDING, BUT NOT  
5 LIMITED TO, BOARDING HOUSES, HOTELS, AND MOTELS, SHALL INSTALL 1  
6 OPERATIONAL CARBON MONOXIDE DEVICE AT EACH SOURCE POINT.  
7        (2) THE CARBON MONOXIDE DEVICE DESCRIBED IN SUBSECTION (1) MAY  
8 BE BATTERY-POWERED, PLUG-IN WITH OR WITHOUT BATTERY BACKUP, WIRED  
9 INTO THE DWELLING'S AC POWER LINE WITH SECONDARY BATTERY BACKUP, OR  
10 CONNECTED TO A SYSTEM BY MEANS OF A CONTROL PANEL. THE CARBON

1 MONOXIDE DEVICE REQUIRED UNDER SUBSECTION (1) SHALL HAVE AN ALARM  
2 THAT IS AUDIBLE. IF THE INTERNATIONAL BUILDING CODE CONTAINS A  
3 REQUIREMENT FOR A CARBON MONOXIDE DEVICE AND THAT REQUIREMENT IS  
4 ADOPTED BY THE DIRECTOR AS PART OF A CODE ADOPTED AFTER THE  
5 EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SUBSECTION,  
6 THOSE REQUIREMENTS APPLY AND SHALL BE FOLLOWED UPON THE EFFECTIVE  
7 DATE OF THE CODE.

8 (3) A PERSON WHO INSTALLS, IN ACCORDANCE WITH THE  
9 MANUFACTURER'S PUBLISHED INSTRUCTIONS IN EXISTENCE AT THE TIME OF  
10 INSTALLATION, A CARBON MONOXIDE DEVICE SHALL HAVE NO LIABILITY,  
11 DIRECTLY OR INDIRECTLY, TO ANY PERSON WITH RESPECT TO THE  
12 OPERATION, MAINTENANCE, OR EFFECTIVENESS OF THE CARBON MONOXIDE  
13 DEVICE.

14 (4) THE OWNER OR OPERATOR OF THE RESIDENTIAL OCCUPANCY  
15 DESCRIBED IN SUBSECTION (1), WHO INSTALLS OR ARRANGES FOR THE  
16 INSTALLATION OF AND WHO MAINTAINS A CARBON MONOXIDE DEVICE IN  
17 ACCORDANCE WITH THE MANUFACTURER'S PUBLISHED INSTRUCTIONS IN  
18 EXISTENCE AT THE TIME OF THE INSTALLATION, SHALL HAVE NO LIABILITY,  
19 DIRECTLY OR INDIRECTLY, TO ANY PERSON WITH RESPECT TO THE OPERATION  
20 OR EFFECTIVENESS OF THE CARBON MONOXIDE DEVICE.

21 (5) AS USED IN THIS SECTION:

22 (A) "CARBON MONOXIDE DEVICE" MEANS A DEVICE THAT DETECTS  
23 CARBON MONOXIDE, ALERTS OCCUPANTS VIA A DISTINCT AND AUDIBLE SIGNAL  
24 THAT IS EITHER SELF-CONTAINED IN THE UNIT OR ACTIVATED VIA A SYSTEM  
25 CONNECTION, AND IS CERTIFIED BY A NATIONALLY RECOGNIZED TESTING  
26 LABORATORY TO CONFORM TO THE LATEST STANDARDS OF THE UNDERWRITERS  
27 LABORATORIES STANDARDS.

1 (B) "OPERATIONAL" MEANS WORKING AND IN SERVICE.

2 (C) "SOURCE POINT" MEANS AN AREA WHERE A MECHANISM IS PRESENT  
3 THAT PROVIDES A COMMON SOURCE OF HEAT FROM A FOSSIL-FUEL-BURNING  
4 FURNACE, BOILER, OR WATER HEATER, BUT DOES NOT INCLUDE ONLY THE  
5 PRESENCE OF A WOOD OR FOSSIL-FUEL-BURNING FIREPLACE OR A WOOD OR  
6 FOSSIL-FUEL-BURNING SPACE HEATER.